



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 2

290 BROADWAY

NEW YORK, NEW YORK 10007-1866

FEB 11 2009

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Major General Amelia S. Courter
National Commander
Civil Air Patrol NHQ/XPH
105 South Hansell Street
Maxwell AFB, AL 36112

Re: Old Roosevelt Field Contaminated Groundwater Area; Garden
City, Nassau County, New York

Request for Information Pursuant to Comprehensive
Environmental Response, Compensation, and Liability Act, 42
U.S.C. §§ 9601-9675

Dear Major General Courter:

The U.S. Environmental Protection Agency ("EPA") is charged with responding to the release or threatened release of hazardous substances, pollutants and contaminants into the environment and with enforcement responsibilities under the federal "Superfund" law (the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. §§ 9601-9675).

EPA has documented the release and threatened release of hazardous substances into the environment at the Old Roosevelt Field Contaminated Groundwater Area Superfund Site (the "Site"), located in Garden City, New York. On or about May 11, 2000, EPA included the Site on the National Priorities List, which was established pursuant to Section 105(a)(8)(B) of CERCLA, 42 U.S.C. § 9605(a)(8)(B).

EPA has completed its Remedial Investigation/Feasibility Study ("RI/FS") at the Site, which defined the nature of the contaminants present at the Site including, but not limited to, trichloroethylene (TCE) and tetrachloroethylene (PCE). The RI/FS also evaluated appropriate remedial alternatives to address the contamination at the Site. From those alternatives, and pursuant to the guidelines established in CERCLA and the National

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Contingency Plan, 40 C.F.R. Part 300, on September 28, 2007, EPA issued a Record of Decision ("ROD"), which provided for the following: (1) a pre-design investigation to collect information for the design of the remedial action; (2) the creation of a preliminary three-dimensional groundwater model to update the contaminant plume maps; (3) the installation of a groundwater extraction well(s) downgradient of the area containing the highest levels of groundwater contamination to treat the contaminated plume; (4) Ex-Situ treatment of the groundwater using a low profile air stripper to remove the volatile organic compound ("VOC") contaminants from the groundwater; (5) discharge of the treated groundwater to the local Nassau County recharge basin; (6) evaluation of, and future upgrading of, if necessary, the wellhead treatment system at two nearby Village of Garden City ("Village") supply wells which have been impacted by the Site-related contamination; (7) a future vapor intrusion investigation to determine if Site-related vapors are migrating into commercial buildings at the Site, and mitigation, as necessary, to address such migration; (8) institutional controls that will restrict future use of the groundwater at the Site; (9) development of a Site Management Plan for the proper management of all Site remedial components after construction of the groundwater treatment remedy; (10) long-term monitoring of Site groundwater to evaluate changes in the contaminant plume over time and to ensure achievement of groundwater standards; and (11) in the event that the two Village supply wells are taken out of service permanently or are operated at a significant reduction of their current pumping rates, a contingency plan would be implemented to capture and treat the contaminant plume in that area.

Pursuant to Section 104(e) of CERCLA, 42 U.S.C. § 9604(e), EPA may require parties to furnish information relating to materials generated, treated, stored or disposed at a facility, the nature and extent of the release or threatened release of hazardous substances, pollutants, or contaminants at or from a facility, as well as information relating to the ability of a person to pay for or perform a cleanup. Section 104(e) of CERCLA, 42 U.S.C. § 9604(e), further enables EPA to conduct such legal and other investigations as it may deem necessary or appropriate to plan and direct response actions, to recover the costs thereof or to otherwise enforce the provisions of CERCLA.

EPA hereby requests that you answer the questions posed in the enclosed Request for Information. The notarized signature of a responsible official of the Civil Air Patrol must appear on the enclosed "Certification of Answers to Request for Information," which must be attached to the response. Your response to the Request for Information should be postmarked or received at EPA

within thirty (30) calendar days of your receipt of this letter. Your response should be sent to:

Elizabeth Leilani Davis
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, NY 10007-1866

with a copy to:

Caroline Kwan
Remedial Project Manager
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region 2
290 Broadway, 20th Floor
New York, NY 10007-1866.

If you do not respond in the manner and within the time period specified above, EPA will assume that you decline to respond to this Request for Information. Failure to comply in all respects with this request may result in the initiation of an enforcement action under Section 104(e)(5) of CERCLA. Such an enforcement action may include the assessment of penalties of up to \$25,000.00 per day for each day of noncompliance.

Please note that if after submitting your response you obtain additional or different information concerning the matters addressed by our information request, it is necessary that you promptly notify EPA.

This Request for Information is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

Pursuant to Section 104(e)(7) of CERCLA, 42 U.S.C. § 9604(e)(7), you may assert a claim of confidentiality covering requested information originating from a third party. A claim of confidentiality may be asserted by placing on (or attaching to) the information, at the time it is submitted, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as "trade secret" or "proprietary" or "confidential". Such a claim of confidentiality does not relieve you of the obligation to provide EPA with information. Information covered by such a claim will be disclosed by EPA only to the extent and by means of procedures set forth in Title 40, Part 2, Code of Federal Regulations, Subpart B. If no claim accompanies the information when it is received by EPA, such information may be made available

to the public by EPA without further notice to you. You should read the above-cited statutory and regulatory provisions carefully before asserting a confidentiality claim, since certain categories of information are not properly the subject of such a claim.

For any documents that are classified and require a security clearance, we request that the Civil Air Patrol specifically identify such documents and their classification so that EPA may determine whether its Regional personnel's existing clearances are sufficient and/or whether to initiate proceeding to obtain any requisite clearances.

If you have information about other parties who may have information which may assist EPA in its investigation of the Site or may be responsible for the contamination at the Site, that information should be submitted to EPA within the timeframe noted above.

If you have any questions regarding this Request for Information or would like to discuss this matter with EPA, you may call either Ms. Kwan at (212) 637-4275 or Ms. Davis at (212) 637-3249.

We appreciate your attention to this matter.

Sincerely yours,



Raymond Basso
Strategic Integration Manager
Emergency and Remedial Response Division

Enclosures

cc: JAG contact

INSTRUCTIONS FOR RESPONDING TO REQUEST FOR INFORMATION

A. Directions

1. A complete response must be made to each individual question in this Request for Information. Precede each answer with the number of the question to which it is addressed.
2. In preparing your response to each question, consult with all persons, including present and former employees and agents, whom you have reason to believe may be familiar with the matter to which the question pertains.
3. In answering each question, identify all contributing sources of information.
4. If you have reason to believe that another individual may be able to provide additional details or documentation in response to any question, state that person's name, last known address, phone number and the reasons for your belief.
5. If you are unable to give a detailed and complete answer or to provide any of the information or documents requested, please state the reason for your inability to answer or provide documents. In any such instance please approximate. If a document is not available, state the reason for its unavailability. To the best of your ability identify the document by author, date, subject matter, number of pages, and all recipients of the document with their addresses.
6. For each document produced in response to the Request for Information, indicate on the document, or in some other reasonable manner, the question to which it applies.
7. If anything is omitted from a document produced in response to this Request for Information, state the reason for, and the subject matter of, the omission.
8. For each document that is classified and requires security clearance, specifically identify each document and its classification in lieu of producing the document.

9. All verbs shall be construed to include all tenses.
10. References to the singular shall be construed to include the plural, and references to the plural shall be construed to include the singular.
11. Interpret "and" as well as "or" to include within the scope of the question as much information as possible. If two interpretations of a question are possible, use the one that provides more information.

B. Definitions

1. As used herein, the terms "Civil Air Patrol" or "Patrol" refer to the Civil Air Patrol as it is currently named and constituted, but also to all predecessors in interest and related entities of the Patrol since the Patrol's creation in 1941.
2. As used herein, "document" means the original or an identical and legible copy thereof, and all nonidentical copies (whether different from the original by reason of notations made on such copies or otherwise), regardless of origin or location, of any writings or recordings of any type or description, including but not limited to, any book, pamphlet, periodical, article, letter, memorandum, interoffice or intraoffice communication, handwritten or other notes, telephone message, report, study, analysis, agreement, contract, instruction, specification, protocol, minutes of a meeting, calendar, diary, workpaper, log, computation, chart, plan, map, blueprint, drawing, permit, deed, license, law, regulation, invoice, purchase order, voucher, receipt, transcript, ledger, photograph, index, tape, videotape, microfilm, microfiche, data compilation from which information can be obtained or translated if necessary through a dictation device into reasonably useful form, or any other written, recorded, transcribed, filed, or graphic matter.
3. As used herein, "entity" shall mean all natural persons, all business enterprises including, but not limited to, corporations, associations, companies, firms, partnerships, and joint ventures, as well as banks, agencies, authorities, and commissions.
4. As used herein, the term "hazardous substance" shall have the meaning set forth in Section 101(14) of CERCLA, 42 U.S.C. § 9601(14). The substances which have been

designated as hazardous substances pursuant to Section 102(a) of CERCLA (which, in turn, comprise a portion of the substances that fall within the definition of "hazardous substance" under Section 101(14) of CERCLA) are set forth at 40 CFR Part 302.

5. As used herein, the terms "hazardous waste," "disposal" and "storage" shall have the meanings set forth in Sections 1004(3), (5) and (33) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. §§ 6903(3), (5) and (33), respectively.
6. The term "identify" with respect to a natural person means to set forth the person's name, present or last known business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, position, or business.
7. The term "identify" with respect to a corporation, partnership, business trust or other association or business entity (including a sole proprietorship) means to set forth its full name, address, legal form (e.g., corporation, partnership, etc.), organization, if any, and a brief description of its business.
8. As used herein, the term "industrial waste" shall mean any solid, liquid or sludge or any mixture thereof which possesses any of the following characteristics:
 - a. it contains one or more "hazardous substances" (at any concentration) as defined in 42 U.S.C. § 9601(14);
 - b. it is a "hazardous waste" as defined in 42 U.S.C. § 6903(5);
 - c. it has a pH less than 2.0 or greater than 12.5;
 - d. it reacts violently when mixed with water;
 - e. it generates toxic gases when mixed with water;
 - f. it easily ignites or explodes;
 - g. it is an industrial waste product;
 - h. it is an industrial treatment plant sludge or supernatant;
 - i. it is an industrial byproduct having some market value;
 - j. it is coolant water or blowdown waste from a coolant system;
 - k. it is a spent product which could be reused after rehabilitation; or

1. it is any material which you have reason to believe would be toxic if either ingested, inhaled or placed in contact with your skin.
9. As used herein, the term "release" shall have the meaning set forth in Section 101(22) of CERCLA, 42 U.S.C. § 9601(22).
10. As used herein, "Roosevelt Field" shall mean the approximately 900-acre former airfield known as Roosevelt Field, including its hangars, runways, buildings and other improvements.
11. As used herein, the term "Site" shall refer to the Old Roosevelt Field Contaminated Groundwater Site located in Garden City, New York, in the vicinity of the intersection of Clinton Road and Old Country Road. The Site includes the former airfield known as Roosevelt Field.
12. All terms not defined herein shall have their ordinary meanings, unless such terms are defined in CERCLA or RCRA, in which case the statutory definitions apply.

REQUEST FOR INFORMATION

1. What was the relationship between Roosevelt Field, Inc. ("RFI") and other entities operating at Roosevelt Field, including but not limited to RFI's tenants (e.g., the Roosevelt Aviation School), and the Civil Air Patrol?
2. Please provide copies of all leases, contracts, etc., entered into by the Civil Air Patrol with respect to Roosevelt Field.
3. Which unit(s) of the Patrol operated out of Roosevelt Field?
4. Please describe in detail the nature and extent of operations conducted by the Civil Air Patrol at Roosevelt Field from 1910 to the present. If these operations were not constant throughout that period, describe the nature of all changes in operations and state the year of each change. As part of your answer to this question, also identify the types of materials used (including hazardous substances as defined above), the specific processes involved in the operations, and what hazardous wastes or industrial wastes were generated during and after the processes. In addition, please describe how and where all wastes were disposed of throughout the period of operations.
5. Please provide all plans, maps, drawings, photographs, or other renderings of the Roosevelt Field, which identify, among other things, surface structures (e.g., hangars, buildings, aboveground tanks, etc.), the interior layout of any of the hangars or buildings, as well as subsurface features of any building, hangar or surface structure occupied or utilized by the Civil Air Patrol at Roosevelt Field.
6. Identify all leaks, spills, discharges or releases into the environment of any hazardous substances, hazardous wastes, industrial wastes, pollutants, or contaminants at or from Roosevelt Field during the time the Patrol operated at Roosevelt Field. In responding to this question, please provide the following information:
 - a. When such releases occurred;
 - b. How the releases occurred;
 - c. The amount of each hazardous substance, waste, industrial waste, pollutant, or contaminant released;
 - d. Where such releases occurred;

- e. Any and all activities undertaken in response to each such release or threatened release, including the notification of any agencies or governmental units about the release;
 - f. Government authorities, if any, that were notified and any penalties that may have been assessed resulting from such release;
 - g. Any and all investigations of the nature, extent or location of each release or threatened release including, the results of any soil, water (ground and surface), or air testing undertaken; and
 - h. All persons with information relating to these releases.
7. What was the purpose of the Machine Shop operated by the Patrol at Roosevelt Field during World War I? Please include a map which identifies the location of the machine shop at Roosevelt Field.
8. Did any of the activities of the Civil Air Patrol at Roosevelt Field involve the storage, use, and/or disposal of trichloroethylene ("TCE") or tetrachloroethylene ("PCE")? If so, please describe the nature and purpose(s) of such storage, usage, and/or disposal, and any documents that relate to such storage, usage and/or disposal.
9. Did the Civil Air Patrol create an "excess property" list at the time it ceased all activities at Roosevelt Field? If so, please provide a copy of such a list?
10. Do you have any additional information or documents which may help EPA identify other individuals or companies which owned or operated at Roosevelt Field or any other facility at the Site, at the time of disposal of any hazardous substances or who arranged for the treatment, or disposal of hazardous substances, hazardous wastes or industrial wastes at the Site? If so, please provide that information and those documents, and identify the source(s) of your information.
11. Identify each person answering this Request for Information and state whether such person has personal knowledge of the answers. In addition, identify each person who assisted or was consulted in the preparation of the response to this Request for Information.

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION
CIVIL AIR PATROL
OLD ROOSEVELT FIELD CONTAMINATED GROUNDWATER AREA SITE

State of _____

County of _____:

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that I am under a continuing obligation to supplement my response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or my response thereto should become known or available to me.

NAME (print or type)

TITLE (print or type)

SIGNATURE

Sworn to before me this

____ day of _____, 2009

Notary Public

U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION II
290 BROADWAY
NEW YORK, NEW YORK 10007-1866

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